



March 16, 2007

ENGROSSED HOUSE BILL No. 1428

DIGEST OF HB 1428 (Updated March 14, 2007 3:48 pm - DI 71)

Citations Affected: IC 20-26; IC 20-28; noncode.

Synopsis: Autism and Asperger's training for school personnel. Requires every school corporation police officer or regular or special police officer assigned to a school to complete training on autism and Asperger's syndrome. Allows a governing body to adjourn its schools to allow teachers, school administrators, and paraprofessionals to participate in a basic or inservice course of education and training on autism.

Effective: July 1, 2007.

Murphy, Hoy, Robertson

(SENATE SPONSORS — LUBBERS, MILLER, ERRINGTON)

January 16, 2007, read first time and referred to Committee on Education.
February 15, 2007, amended, reported — Do Pass.
February 19, 2007, read second time, amended, ordered engrossed.
February 20, 2007, engrossed.
February 26, 2007, read third time, passed. Yeas 99, nays 0.

SENATE ACTION

March 5, 2007, read first time and referred to Committee on Education and Career Development.
March 15, 2007, amended, reported favorably — Do Pass.

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EH 1428—LS 7301/DI 109+



March 16, 2007

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1428

A BILL FOR AN ACT to amend the Indiana Code concerning education.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 20-26-5-31 IS ADDED TO THE INDIANA CODE
2 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2007]: Sec. 31. (a) If a school corporation, including a school city
4 (as defined in IC 20-25-2-12), establishes a school corporation
5 police department, the governing body of the school corporation
6 shall adopt a policy that requires every individual appointed as a
7 school corporation police officer to complete training and
8 education, approved by the state board, that will enable the school
9 corporation police officer to appropriately deal with individuals
10 with autism and Asperger's syndrome.

11 (b) This subsection applies to a regular or special police officer
12 who is assigned as a security police officer for a school corporation
13 under IC 36-8-3-7. The governing body of the school corporation
14 to which the police officer is assigned shall ensure that the police
15 officer receives training and education, approved by the state
16 board, that will enable the police officer to appropriately deal with
17 individuals with autism and Asperger's syndrome.

EH 1428—LS 7301/DI 109+



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SECTION 2. IC 20-28-3-4, AS ADDED BY P.L.1-2005, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. A governing body may adjourn the governing body's schools for not more than three (3) days in a school year to allow teachers, **school administrators, and paraprofessionals** to participate in:

- (1) a session concerning agricultural instruction conducted in the county;
- (2) a meeting of a teachers' association; ~~or~~
- (3) a visitation of model schools under a governing body's direction; **or**
- (4) a basic or inservice course of education and training on autism that is certified by the state board in conjunction with the state health commissioner and any other appropriate entity determined by the state board.**

A governing body shall pay a teacher the teacher's per diem salary for the teacher's participation.

SECTION 3. [EFFECTIVE JULY 1, 2007] **(a) An individual who is appointed as a school corporation police officer before January 1, 2007, must begin the autism and Asperger's syndrome training and education required by IC 20-26-5-31, as added by this act, not later than January 1, 2008. However, an individual who is unable to begin the training and education by January 1, 2008, due to the existence of a waiting list for the training and education must begin the training and education as soon as possible after January 1, 2008.**

(b) An individual who is appointed as a school corporation police officer after December 31, 2006, and before July 1, 2007, must begin the autism and Asperger's syndrome training and education required by IC 20-26-5-31, as added by this act, not later than one (1) year after the individual's appointment. However, an individual who is unable to begin the training and education within one (1) year after the individual's appointment due to the existence of a waiting list for the training and education must begin the training and education as soon as possible after the expiration of the one (1) year period.

(c) Notwithstanding IC 20-26-5-31, as added by this act, an individual who is appointed as a school corporation police officer before July 1, 2007, and who is unable to complete the training and education required by IC 20-26-5-31, as added by this act, by July 1, 2010, due to the existence of a waiting list for the training and education, must complete the training and education as soon as

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- 1 possible after July 1, 2010.
- 2 (d) This SECTION expires January 1, 2011.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Education, to which was referred House Bill 1428, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 8, delete "a course of education and".

Page 1, line 8, after "training" insert "**and education**".

and when so amended that said bill do pass.

(Reference is to HB 1428 as introduced.)

PORTER, Chair

Committee Vote: yeas 9, nays 0.

 HOUSE MOTION

Mr. Speaker: I move that House Bill 1428 be amended to read as follows:

Page 1, between lines 10 and 11, begin a new paragraph and insert:

"SECTION 2. IC 20-28-3-4, AS ADDED BY P.L. 1-2005, SECTION 12, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. A governing body may adjourn the governing body's schools for not more than three (3) days in a school year to allow teachers, **school administrators, or paraprofessionals** to participate in:

(1) a session concerning agricultural instruction conducted in the county;

(2) a meeting of a teachers' association; ~~or~~

(3) a visitation of model schools under a governing body's direction; **or**

(4) a basic or inservice course of education and training on autism that is certified by the state board in conjunction with the state health commissioner and any other appropriate entity determined by the state board.

A governing body shall pay a teacher the teacher's per diem salary for the teacher's participation."

Renumber all SECTIONS consecutively.

(Reference is to HB 1428 as printed February 16, 2007.)

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COMMITTEE REPORT

Madam President: The Senate Committee on Education and Career Development, to which was referred House Bill No. 1428, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Page 1, line 1, delete "IC 20-26-15-15" and insert "IC 20-26-5-31".

Page 1, line 3, delete "Sec. 15." and insert "**Sec. 31. (a)**".

Page 1, between lines 10 and 11, begin a new paragraph and insert:

"(b) This subsection applies to a regular or special police officer who is assigned as a security police officer for a school corporation under IC 36-8-3-7. The governing body of the school corporation to which the police officer is assigned shall ensure that the police officer receives training and education, approved by the state board, that will enable the police officer to appropriately deal with individuals with autism and Asperger's syndrome."

Page 1, line 15, delete "or" and insert "**and**".

Page 2, line 14, delete "IC 20-26-15-15," and insert "**IC 20-26-5-31,**".

Page 2, line 23, delete "IC 20-26-15-15," and insert "**IC 20-26-5-31,**".

Page 2, line 30, delete "IC 20-26-15-15," and insert "**IC 20-26-5-31,**".

Page 2, line 33, delete "IC 20-26-15-15," and insert "**IC 20-26-5-31,**".

and when so amended that said bill do pass.

(Reference is to HB 1428 as reprinted February 20, 2007.)

LUBBERS, Chairperson

Committee Vote: Yeas 9, Nays 0.

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